

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
**PANAGIOTIS G. DATSKOS** )  
Serial No. **10/676,286** )      Examiner: **Miller, Rose Mary**  
Filed: **September 30, 2003** )      Art Unit: **2856**  
For: **Acoustic Sensors Using** )  
**Microstructures Tunable With Energy** )  
**Other Than Acoustic Energy** )

## TERMINAL DISCLAIMER IN APPLICATION

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The owner, UT-BATTELLE, LLC, of the entire interest in the above-identified present application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the present application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,651,504 (the prior patent). The owner hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that said patent and the prior patent are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee of such patent, and its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The fee required by 37 CFR § 1.20(d) accompanies this disclaimer.

The undersigned is an attorney of record and is authorized to sign on behalf of the owner.

Date: December 8, 2004

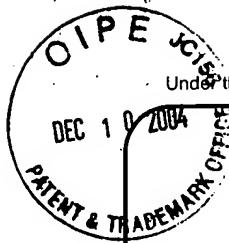
Larry A. Roberts

Name: Larry A. Roberts

Our Docket: 46116-292588

Reg. No: 31,871

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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 110)

## Complete if Known

Application Number	10/676,286
Filing Date	September 30, 2003
First Named Inventor	Panagiotis G. Datskos
Examiner Name	Rose Mary Miller
Art Unit	2856
Attorney Docket No.	46116/292588

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money  Other  None  
Order

 Deposit Account:

Deposit Account Number

Deposit Account Name

## The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1001	2001	790	395
1002	2002	350	175
1003	2003	550	275
1004	2004	790	395
1005	2005	160	80
SUBTOTAL (1)			(\$ 0)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20 **	= 0	X <input type="text"/> = 0
			-3 **	= 0	X <input type="text"/> = 0
					X <input type="text"/> = 0

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1202	2202	18	9
1201	2201	88	44
1203	2203	300	150
1204	2204	88	44
1205	2205	18	9
SUBTOTAL (2)			(\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code	Fee (\$)	Fee (\$)
1051	2051	130	65
1052	2052	50	25
1053	1053	130	130
1812	1812	2,520	2,520
1804	1804	920*	920*
1805	1805	1,840*	1,840*
1251	2251	110	55
1252	2252	430	215
1253	2253	980	490
1254	2254	1,530	765
1255	2255	2,080	1,040
1401	2401	340	170
1402	2402	340	170
1403	2403	300	150
1451	1451	1,510	1,510
1452	2452	110	55
1453	2453	1,370	685
1501	2501	1,370	685
1502	2502	490	245
1503	2503	660	330
1460	1460	130	130
1807	1807	50	50
1806	1806	180	180
8021	8021	40	40
1809	2809	790	395
1810	2810	790	395
1801	2801	790	395
1802	1802	900	900
Other fee (specify) <u>Terminal Disclaimer Fee</u>			110.00

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 110)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Larry A. Roberts	Registration No. (Attorney/Agent)	31,871	Telephone	404-815-6500
Signature				Date	December 8, 2004

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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